

REMARKS

These remarks are responsive to the Office Action of August 4, 2009. Reconsideration and allowance of the instant application are respectfully requested. Claims 1-5, 7 and 11-20 remain pending in this application.

Rejections Under 35 U.S.C. § 112

Claims 1-5, 7 and 11-20 stand rejected under 35 U.S.C. § 112, second paragraph, as being indefinite as examined. Applicant traverses the rejection.

Applicant points for Figures 1-11 of the presented application. Support for the amendments to the claims is provided in the specification and the drawings.

For example, claim 1 recites:

A cover for a hinge side of a door, the cover comprising: a first and a second strip of a rigid material connected by a first joint such that the cover is flexible about its major axis, the first strip having a T-section member linked by a second joint to its long edge, the T-section member for being supported in a C-shaped channel section such that the T-section member may move longitudinally with respect to the C-shaped channel, and the second strip having a support member linked by a third joint adjacent to its long edge so that the edge of the cover may be secured to the door or a door frame, and wherein the second strip includes a fastening member disposed between the first joint and the third joint, wherein the fastening member extends from a surface of a second strip thereby defining a structure configured to receive and hold a third strip of material therein.

In the Office Action, it was requested clarification of the recited fastening member. Applicants noted that specification and figures show item 13 may have fastening function. Other noted features in the previously claims has been editorially amended for allowance. For example, the recitation of a second cover in claims 1 and 11 has been deleted.

Claim 13 recites:

A cover assembly for a hinge side of a door comprising: a first cover and a second cover, the first cover and second cover each including, a first and

a second strip of a rigid material connected by a first joint, the first strip having a T-section member linked by a second joint to its long edge, the second strip having a support member linked by a third joint to its long edge and a socket member, wherein the first strip of the second cover engages with the socket member of the first cover to form a single cover assembly and the T-section member of the first cover is configured to engage to a C-shaped channel section attached to a door frame and the support member of the second cover is configured to attach to a door.

The Office Action rejected claim 13 under 35 U.S.C. § 112, second paragraph. It is respectfully submitted that the rejection should be withdrawn in light of the editorially changes. The recites a cover assembly generally comprising a first and second cover as recited in claim 13. It is respectfully submitted that the language overcomes the rejection and support for the amended are provided in the specification and figures. For example, support is clearly shown in Figures 3-6 and the corresponding discussion in the specification. Dependent claims 14-16 have been editorially amended accordingly to recite a “cover assembly”.

Claim 17 recites:

A cover comprising: a first and a second strip of a rigid material connected by a first joint; the first strip having a T-section member linked by a second joint to its long edge, the T-section member configured to attach to a C-shaped channel section attached to one of a door frame and a door; the second strip having a support member linked by a third joint to its long edge and a fastening member, the support member configured to attach to one of a door frame and a door; and the fastening member configured to receive and engage a third rigid strip of material in parallel with the first strip along a length thereof.

The Office Action rejected claim 17 under 35 U.S.C. § 112, second paragraph. It is respectfully submitted that the rejection should be withdrawn in light of the editorially changes. It is respectfully submitted that the language overcomes the rejection and support for the amended are provided in the specification and figures. For example, support is clearly shown in Figures 3-6 and the corresponding discussion in the specification.

In the Office Action, Claims 1-5, 7, 11-12 and 17 were rejected under 35 U.S.C. Section 102 (e) as being anticipated by Webb US20020046501. (Webb '501) We note that US20020046501 has the same inventive entity as the present application. That is the inventor of the instant application and the same inventor of US20020046501. Hence, the noted reference is "not by another" as required by the 35 U.S.C. Section 102(e). Accordingly, it is respectfully submitted that the noted reference does not qualify as prior art against the present application. We believe the presented application is allowable.

Nevertheless, it is noted with respect to Webb '501 and independent claim 1 of the present application that Webb '501, among other features does not disclose the recited "fastening member" features. Regarding independent claim 17, Webb '501, among other features does not disclose the recited "fastening member" feature.

Conclusion

All rejections having been addressed, Applicant respectfully submits that the instant application is in condition for allowance for claims 1-5, 7 and 11-20, and respectfully solicits prompt notification of the same. If any further fees are required or if an overpayment is made, the Commissioner is authorized to debit or credit our Deposit Account No. 19-0733, accordingly.

Respectfully submitted,

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